

ADMINISTRATIVE-INTERNAL USE ONLY

11 December 1972

MEMORANDUM FOR THE RECORD

SUBJECT: FY 1973 Radio Free Europe/Radio Liberty
Appropriations/Authorization

1. The fiscal year 1973 appropriations act for the Department of State, Justice, and Commerce, the Judiciary, and related agencies (P. L. 92-544, 92nd Congress, H. R. 14989, October 25, 1972) contains in Title V, "Related Agencies," the following provision:

"Commission on International Radio Broadcasting
International Radio Broadcasting Activities

For expenses necessary for international radio broadcasting and related activities, as authorized by law, including not to exceed \$38,520,000 for grants to Radio Free Europe and Radio Liberty, \$38,795,000."

2. Legislation authorizing the above appropriations was previously enacted as an amendment to the United States Information and Educational Exchange Act of 1948 (P. L. 92-394, 92nd Congress, S. 3645, August 20, 1972) as follows:

"SEC. 703. There are authorized to be appropriated to the Secretary of State \$38,520,000 for fiscal year 1973 to provide grants, under such terms and conditions as the Secretary considers appropriate, to Radio Free Europe and Radio Liberty. Except for funds appropriated pursuant to this section, no funds appropriated after the date of this Act may be made available to or for the use of Radio Free Europe or Radio Liberty in fiscal year 1973."

3. Attached is an excerpt from the Weekly Compilation of Presidential Documents concerning the earlier establishment of the Commission on International Radio Broadcasting by the President, apparently without benefit of specific legislation.

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4. As can be seen, the appropriations for the Radios (1 above) relates to the Commission on International Radio Broadcasting. From outward appearances, the Commission determines the funds to be granted to the Radios. On the other hand, the authorization for such appropriations (2 above): (a) relates solely to the Secretary of State and (b) prohibits the availability of any funds for the Radios not appropriated pursuant to "This [authorization] section." Consequently, the appropriations for the Radios does not appear to meet the "authorization" requirements.

[REDACTED]

STATINTL

Assistant Legislative Counsel

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